(3)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

WRIT PETITION NO. 3252 /2004

PETITIONER

Sanjay Singh, aged about 32 years, son of Late Sri Vijay Shankar Singh, occupation – Patwari, P.H. No. 3, Ambikapur, Resident of – Nehru Ward, Sattipara, Ambikapur, Distt. Surguja (Chhattisgarh.)

P.R. No. 3266/04 Presented by Shri Rahul Singh dated 12-9-04

VERSUS

RESPONDENTS

1. The State of Chhattisgarh, through : the Secretary, Department of Revenue, Dau Kalyan Singh Bhawan, Raipur (C.G.)

2. The Commissioner of Bhu-Abhilekh, Raipur (C.G.)

3. The Additional Collector, Distt. Surguja (C.G.)

4. The Sub Divisional Officer, Ambikapur, District Surguja (C.G.)

Clerk to A. G. Bilaspur 14/9/04

Subed

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT OR WRITS, ORDER OR ORDERS, DIRECTION OR DIRECTIONS UNDER THE FACTS AND CIRCUMSTANCES OF THE CASE.

8/9/04

XI-HC-22

(26)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P. No. 3252/2004
मामला क्रमांक सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

27-9-2004

Shri Sushil Dubey, Advocate for the petitioner.

Shri V.V.S. Murthy, Dy. Advocate General for the State.

Application for urgent hearing is allowed.

Heard.

Learned counsel for the petitioner submits that the matter relates to transfers of the petitioner. He further submits that the petitioner was transferred on 23-6-2003 from Patwari Circle No. 16, Tehsil Ambikapur to Patwari Circle No. 8, Tehsil Rajpur as per Annexure P-3, thereafter on 28-6-2003 as per Annexure P-4, he was transferred from Tehsil Office, Ambikapur to Patwari Circle No. 3, Tehsil Ambikapur. It is submitted that then on 13-8-2004, he has been transferred from Patwari Circle No. 3 to Tehsil Kusmi. He further submits that none has been posted in his place. He submits that it is a case of frequent transfer. He further submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within six weeks from the date of receipt of the representation.

Shri Dubey submits that the petitioner be allowed to continue till the representation is decided.

If the petitioner has not been relieved, he be allowed to continue. It is made clear that if the petitioner has been relieved, this order will not entitle him to rejoin in the earlier place of posting.

With the aforesaid observations, this petition stands disposed of.

Consequently M.W.P.No.2844/2004 also stands disposed of.

C.c. as per rules.

Sd/-
Fakhruddin
Judge

Pathak/-

[पीछे देखिये